PTO/SB/30 (08-00)
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/028,093
Filing Date	October 24, 2001
Examiner Name	Andre D. Boyce
First Named Inventor	Peter R. Paradis
Group Art Unit	3623
Attorney Docket Number	11876/3

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: *37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for* the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 *Fed. Reg.* 14865 (Mar. 20, 2000), 1233 *Off. Gaz. Pat. Office* 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

 a. ☐ Previously submitted
 i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered).
 ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 iii. ☐ Other

 b. Enclosed
 i. ☒ Amendment/Reply
 ii ☐ Affidavit(s)/Declaration(s)
 iii. ☐ Information Disclosure Statement (IDS)
 iv. ☐ Other

2. Miscellaneous

 a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) **required**)

 b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

 a. ☒ The Director is hereby authorized to charge the following fees (**$905.00**), any overpayments, or credit any overpayments to Deposit Account No.11-0600

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 i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) ($395.00) (Small Entity)
 ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) ($510.00 – Three Months Extension) (Small Entity)
 iii. ☐ Other
 iv. ☒ Charge any additional fees under 37 C.F.R. § 1.16 and 1.17

 b. ☐ Check in the amount of $ _____ enclosed

 c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Shawn W. O'Dowd	*Registration No. (Attorney/Agent)*	34,687
Signature		*Date*	February 15, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

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Signature		*Date*	

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